

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA**

MICHAEL HOLTSINGER, No. CIV S-03-0732-MCE-CMK-P

Plaintiff,

## ORDER

TANYA VOROS,

## Defendants.

Plaintiff, a state prisoner, brings this civil rights action pursuant to 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to Eastern District of California local rules.

On January 21, 2010, the Magistrate Judge filed findings and recommendations herein which were served on the parties and which contained notice that the parties may file objections within a specified time. No objections to the findings and recommendations have been filed.

The court has reviewed the file and finds the findings and recommendations to be supported by the record and by the Magistrate Judge's analysis.

1                   Accordingly, IT IS HEREBY ORDERED that:

2                   1.       The findings and recommendations filed January 21, 2010, are adopted in  
3                   full; and  
4                   2.       Defendant's motion for summary judgment (Doc. 275) is denied.

5                   Dated: February 22, 2010

6                     
7                   MORRISON C. ENGLAND, JR.  
8                   UNITED STATES DISTRICT JUDGE